

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 16703 of 2003

Between:

A.R.Parvez Ahmed s/o. A.R.Kidwa, Lecturer in
Economics aged 44 years Sri Bala Siva Yogindra
Maharaj Degree College Mydukur, Kadapa District

...PETITIONER

AND

1 Sri Bala Siva Yogindra Maharaj Degree College,
Mydukur,Kadapa District, rep. By its
Correspondent Sri Bala Siva Yogindra Maharaj

2. The Commissioner of Collegiate Education Andhra
Pradesh, Hyderabad

3 The Regional Joint Director, College Education,
Kadapa

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction, more particularly one in the nature of writ of Mandamus declaring the action of the 1st respondent in obstructing the petitioner from performing his duties and in not paying the salary to him as illegal, arbitrary and unconstitutional and consequently direct the 1st respondent to pay salary in the revised pay scales of 1996 to the petitioner and further direct the 2nd and 3rd respondent to take action against the 1st respondent as per the provisions of A.P.

Education Act.

Counsel for the Petitioner: MR.SRINIVASA RAO BODDULURI

Counsel for the Respondent No.1:MR.B.SOBAN RAO NAIDU

Counsel for the Respondent Nos.2 & 3: GP FOR HIGHER EDUCATION

The Court made the following:

ORDER

Heard both sides.

This Writ Petition is filed seeking necessary directions for payment of salary etc.,

This Court already granted interim direction in W.P.M.P.No.25568 of 2003,dated 02-01-2004. Further it is also pointed out that the Director of Collegiate Education, Andhra Pradesh, Hyderabad has already passed orders vide proceedings in Rc.No.519/Admn.IV.3/2005,dated 28-03-2005 transferring the petitioner from the 1st respondent institution to S. D. G. S. College, Hindupur, Ananthapur district. In view of the same, it is not necessary to go into the merits of the claim. It would suffice in the interest of justice to direct the 1st respondent to pay the salary.

Accordingly, the Writ Petition is disposed of directing the 1st respondent to pay the salary including all the arrears to which he is entitled to under the law and also relieve the petitioner immediately. The entire exercise shall be done within a period of four weeks from today. No costs.

07-04-2005

Note: Issue CC in one week

B/o

Hsd

Asst. Registrar

To

1 The Correspondent, Sri Bala Siva Yogindra Maharaj
Degree College, Mydukur, Kadapa District./

2. The Commissioner of Collegiate Education Andhra
Pradesh, Hyderabad

3 The Regional Joint Director, College Education,
Kadapa

4 2 C.Cs to G.P. for Higher Education, High Court
buildings, Hyderabad (OUT)

5 2 CD copies.